

State of Arizona  
Senate  
Forty-fifth Legislature  
Second Regular Session  
2002

CHAPTER 253

# SENATE BILL 1042

AN ACT

AMENDING TITLE 23, CHAPTER 2, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 15;  
RELATING TO NONCOMPETE CLAUSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 23, chapter 2, Arizona Revised Statutes, is amended  
3 by adding article 15, to read:

4 ARTICLE 15. NONCOMPETE CLAUSES

5 23-494. Noncompete clause prohibition; broadcast employees;  
6 definitions

7 A. AS A CONDITION OF EMPLOYMENT, IT IS UNLAWFUL FOR A BROADCAST  
8 EMPLOYER TO REQUIRE A CURRENT OR PROSPECTIVE EMPLOYEE TO AGREE TO A  
9 NONCOMPETE CLAUSE.

10 B. FOR THE PURPOSES OF THIS SECTION:

11 1. "BROADCAST EMPLOYER" MEANS AN EMPLOYER THAT IS A TELEVISION  
12 STATION, TELEVISION NETWORK, RADIO STATION OR RADIO NETWORK.

13 2. "NONCOMPETE CLAUSE" MEANS A CLAUSE IN AN EMPLOYMENT CONTRACT WITH  
14 A BROADCAST EMPLOYER THAT PROHIBITS AN EMPLOYEE FROM WORKING IN A SPECIFIC  
15 GEOGRAPHIC AREA FOR A SPECIFIC PERIOD OF TIME AFTER LEAVING EMPLOYMENT WITH  
16 THE BROADCAST EMPLOYER.

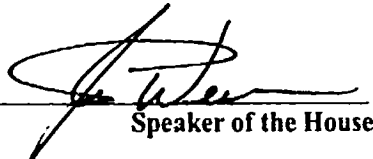
APPROVED BY THE GOVERNOR MAY 21, 2002.

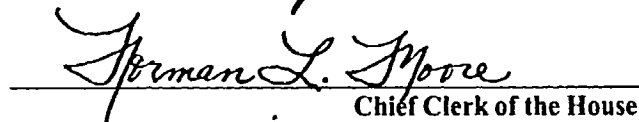
FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 22, 2002.

Passed the House May 6, 2002,

by the following vote: 39 Ayes,

18 Nays, 3 Not Voting

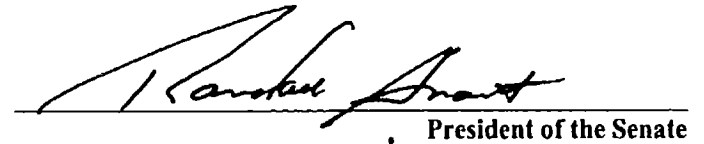
  
Speaker of the House

  
Chief Clerk of the House

Passed the Senate February 6, 2002,

by the following vote: 17 Ayes,

8 Nays, 5 Not Voting

  
President of the Senate

  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

       day of       , 20  ,

at        o'clock        M.

        
Secretary to the Governor

Approved this        day of

      , 20  ,

at        o'clock        M.

        
Governor of Arizona

S.B. 1042

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this        day of       , 20  ,

at        o'clock        M.

        
Secretary of State

on reconsideration  
SENATE CONCURS IN HOUSE AMENDMENTS  
AND FINAL PASSAGE

Passed the Senate May 1, 2002,

by the following vote: 19 Ayes,

7 Nays, 4 Not Voting

Randall Arant  
President of the Senate

Charmian Bellington  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

15 day of May, 2001,

at 10:58 o'clock A M.

Sandra Hamirey  
Secretary to the Governor

Approved this 21st day of

May, 2002,

at 5:27 o'clock P M.

Janie Spivey  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 22 day of May, 2002,

at 12:13 o'clock P M.

Betsy Boyles  
Secretary of State

S.B. 1042